



The following constitutes
the order of the court. Signed July 13, 2011

Charles Novack

Charles Novack
U.S. Bankruptcy Judge

UNITED STATES BANKRUPTCY COURT
NORTHERN DISTRICT OF CALIFORNIA
SAN JOSE DIVISION

In re

TRIPATH TECHNOLOGY, INC.,
Debtor.

CASE NO. 07-50358 (CN)

Chapter: 11

**ORDER GRANTING DISBURSING AGENT RICHARD C. HERMERDING'S
AMENDED MOTION FOR APPROVAL OF COMPROMISE AND SETTLEMENT
PURSUANT TO BANKRUPTCY RULE 9019 AND FOR PAYMENT OF SPECIAL
LITIGATION COUNSEL'S FEES AND LITIGATION COSTS
(Tripath Officers and Directors' Litigation)**

This Court, having considered the request (the "Request") filed by Richard C. Hermerding, the Dispersing Agent for Tripath Technology, Inc. ("Tripath" or "Debtor"), for entry of an order by default granting Disbursing Agent Richard C. Hermerding's Amended Motion For Approval of Compromise and Settlement Pursuant to Bankruptcy Rule 9019 and For Payment of Special Litigation Counsel's Fees and Litigation Costs (the "Amended Motion"), and the Declaration of Bruce G. MacIntyre in support thereof, and good cause appearing therefor,

IT IS HEREBY ORDERED that the Amended Motion is granted as follows:

1 IT IS FURTHER ORDERED that Settlement of the D&O Claims¹ pursuant to the
2 Settlement Agreement is hereby approved and PSWP shall make the payments listed in the
3 Amended Motion for the professional fees and reimbursement of the D&O Litigation costs;

4 IT IS FURTHER ORDERED that PSWP shall deliver the balance of the settlement
5 proceeds to the Tripath Estate within three business days from receipt of the settlement payment
6 from the D&O Defendants; and

7 IT IS FURTHER ORDERED that the Disbursing Agent shall hold the balance of the
8 settlement proceeds in trust pending further order of this Court.

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11 ** END OF ORDER **
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28 ¹ Capitalized terms not defined herein shall have the same meaning as provided in the Amended Motion.

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